

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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PHILADELPHIA EAGLES LIMITED  
PARTNERSHIP

Plaintiff,

v.

FACTORY MUTUAL INSURANCE COMPANY

Defendant.

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Civil #21-1776

**STIPULATION REGARDING BRIEFING SCHEDULE FOR DEFENDANT’S MOTION  
TO DISMISS PLAINTIFF’S AMENDED COMPLAINT**

1. Plaintiff Philadelphia Eagles Limited Partnership (the “Eagles”) filed its First Amended Complaint on January 19, 2022. (ECF 44).

2. By stipulation approved by the Court on January 18, 2022, Defendant Factory Mutual Insurance Company (“FMIC”) agreed to Answer, Move or otherwise plead to the First Amended Complaint on or before 21 days after the Court’s ruling in Plaintiff’s Motion to Remand. (ECF 43).

3. The Court denied Plaintiff’s Motion to Remand on March 24, 2022. (ECF 46).

4. The Defendant intends to file a Motion to Dismiss the First Amended Complaint.

5. The Parties anticipate that FMIC’s Motion to Dismiss will raise complicated legal issues and, therefore, agree that it would be appropriate to stipulate to a briefing schedule.

6. Therefore, subject to the approval of the Court, the parties hereby **STIPULATE** and **AGREE** to the following briefing schedule on Defendant’s anticipated Motion to Dismiss the First Amended Complaint:

- a. FMIC's Motion to Dismiss the First Amended Complaint shall be due by **April 21, 2022**;
- b. The Eagles' Brief in Opposition to the Motion to Dismiss the First Amended Complaint shall be due by **May 19, 2022**;
- c. FMIC's Reply Brief in Support of the Motion to Dismiss the First Amended Complaint shall be due by **June 6, 2022**.

So stipulated this 7<sup>th</sup> day of April, 2022.

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**SO ORDERED BY THE COURT this 8th day of April, 2022**

s/ Michael M. Baylson

**MICHAEL M. BAYLSON, J.**